



**US Army Corps  
of Engineers®**

Nashville District

# Public Notice

Public Notice No. 07-28

Date: April 2, 2007

Application No. 4267600

Expiration Date: May 2, 2007

Please address all comments to: Nashville District Corps of Engineers, Regulatory Branch (Attn: Maryellen Farmer), 3701 Bell Road, Nashville, TN 37214. Telephone: (615) 369-7517, Fax (615) 369-7501.

## JOINT PUBLIC NOTICE

US ARMY CORPS OF ENGINEERS

AND

TENNESSEE VALLEY AUTHORITY

SUBJECT: Proposed Navigational Access Dredging and Dock Construction, Tennessee River Mile 617.5R, Fort Loudoun Lake, Loudon County, Tennessee

TO ALL CONCERNED: The application described below has been submitted for a Department of the Army Permit pursuant to **Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 1344)** and a Tennessee Valley Authority (TVA) permit pursuant to **Section 26a of the TVA Act (16 USC 831y-1)**. An Aquatic Resource Alteration Permit (ARAP) from the state of Tennessee, Tennessee Department of Environment and Conservation (TDEC), Division of Water Pollution Control, may also be required for the proposed dredging activity. The applicant should apply to the State by separate application.

APPLICANT: Gary D. Andrews  
10818 South Westland Drive  
Knoxville, Tennessee 37934

LOCATION: Tennessee River Mile 617.5R, Fort Loudoun Lake, Loudon County, Tennessee. Latitude: 35°51'38" Longitude: 84°07'19"  
USGS Topographic Map: Louisville, TN

DESCRIPTION: The proposed work consists of excavating approximately 18,000 cubic yards (c.y.) of material from a private embayment on Fort Loudoun Lake and the construction of 10 fixed dock structures. All work is associated with the development of the adjacent property, known as Andrews Pointe, into ten individual lots. The current elevation of the embayment is approximately 810.0. The proposed dredge sites encompass an area measuring approximately 210' wide x 345' long to the north, and an area measuring approximately 30' wide x 390' long to the south. Approximately 10,000 c.y. of material would be removed from the northern dredge area and the remaining 8,000 c.y. of

material from the southern dredge area. The area would be dredged to a bottom elevation of 807.0. Normal Summer Pool for Fort Loudoun Lake is 813.0. During the winter drawdown months, excavation would be undertaken with conventional excavation equipment using a berm as a barrier between the reservoir waters and the area to be excavated. For excavation occurring during summer pool months the contractor would use an extended boom track hoe from the top of the bank, as much as practicable. Dredging would be via barge-mounted dredging equipment. Regardless of the season dredging would occur, a silt curtain would be placed along the outer limits of the proposed dredging area.

The proposed docks would be located in front of each property lot as shown on the attached plans with arrowheads. Each dock would be a single-slip dock measuring 16' x 32' with attached 4' walkways. At the lot owners discretion an optional swim deck measuring 12' x 32' may also be included.

Plans of the proposed work are attached to this notice.

The decision whether to issue a permit will be based on an evaluation of the probable impacts including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the work must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the work will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition, or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are

also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

An Environmental Assessment will be prepared by this office prior to a final decision concerning issuance or denial of the requested Department of the Army Permit.

The National Register of Historic Places has been consulted and no properties listed in or eligible for the National Register are known which would be affected by the proposed work. This review constitutes the full extent of cultural resources investigations unless comment to this notice is received documenting that significant sites or properties exist which may be affected by this work, or that adequately documents that a potential exists for the location of significant sites or properties within the permit area. Copies of this notice are being sent to the office of the State Historic Preservation Officer.

Based on available information, the proposed work will not destroy or endanger any Federally-listed threatened or endangered species or their critical habitats, as identified under the Endangered Species Act. Therefore, we have reached a no effect determination and initiation of formal consultation procedures with the U.S. Fish and Wildlife Service is not planned at this time.

Other federal, state, and/or local approvals required for the proposed work are as follows:

a. Tennessee Valley Authority (TVA) approval under Section 26a of the TVA Act. In addition to other provisions of its approval, TVA would require the applicant to employ best management practices to control erosion and sedimentation, as necessary, to prevent adverse aquatic impacts.

b. The proposed dredging activity may also require an ARAP from TDEC.

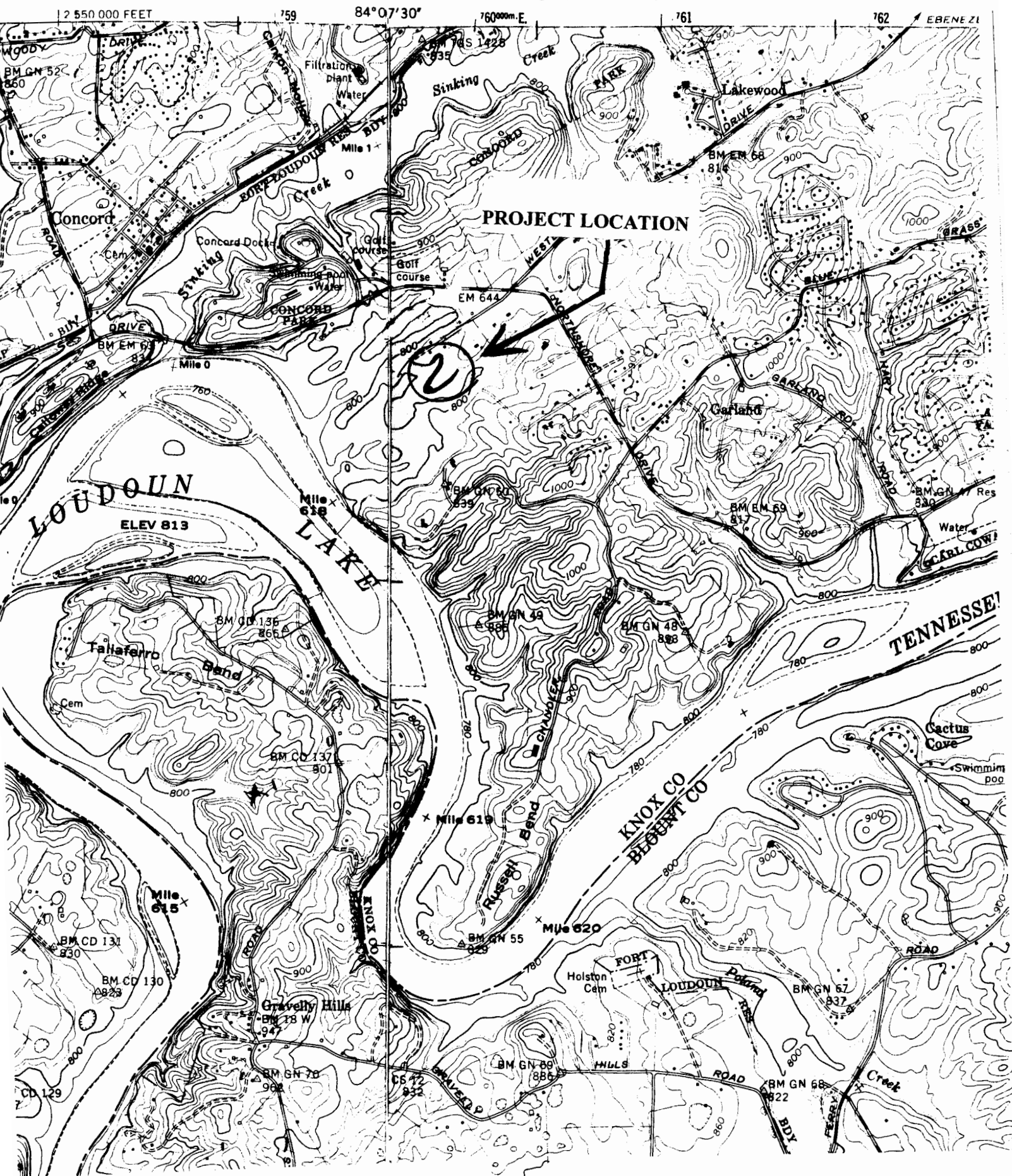
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing. Written statements received in this office on or before **May 2, 2007**, will become a part of the record and will be considered in the determination. Any response to this notice should be directed to the Regulatory Branch, Attention: Maryellen Farmer, at the above address, telephone (615) 369-7517, Fax (615) 369-7501. The email address is [Maryellen.J.Farmer@lrn02.usace.army.mil](mailto:Maryellen.J.Farmer@lrn02.usace.army.mil). It is not necessary to comment separately to TVA since copies of all comments will be

sent to that agency and will become part of its record on the proposal. However, if comments are sent to TVA, they should be mailed to:

Tennessee Valley Authority  
Watts Bar-Clinch Watershed Team  
Attn: Ms. Janey Duffey  
260 Interchange Park Dr., LCB 1A-LCT  
Lenoir City, Tennessee 37772-5664  
(865) 632-1320

If you received this notice by mail and wish to view all of the diagrams, visit our web site at:

<http://www.lrn.usace.army.mil/cof/notices.htm>, or contact Mrs. Farmer at the above address or phone number.

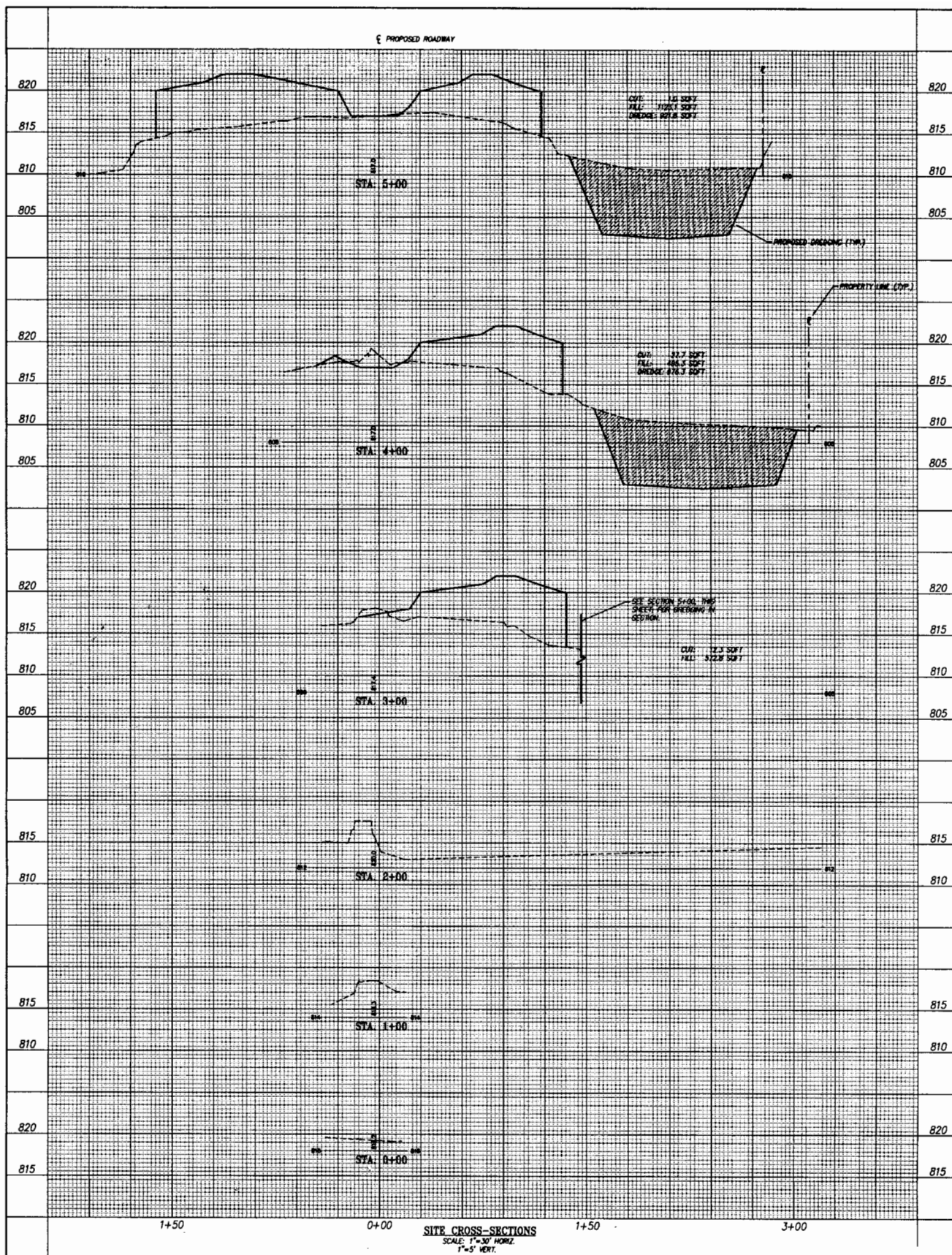


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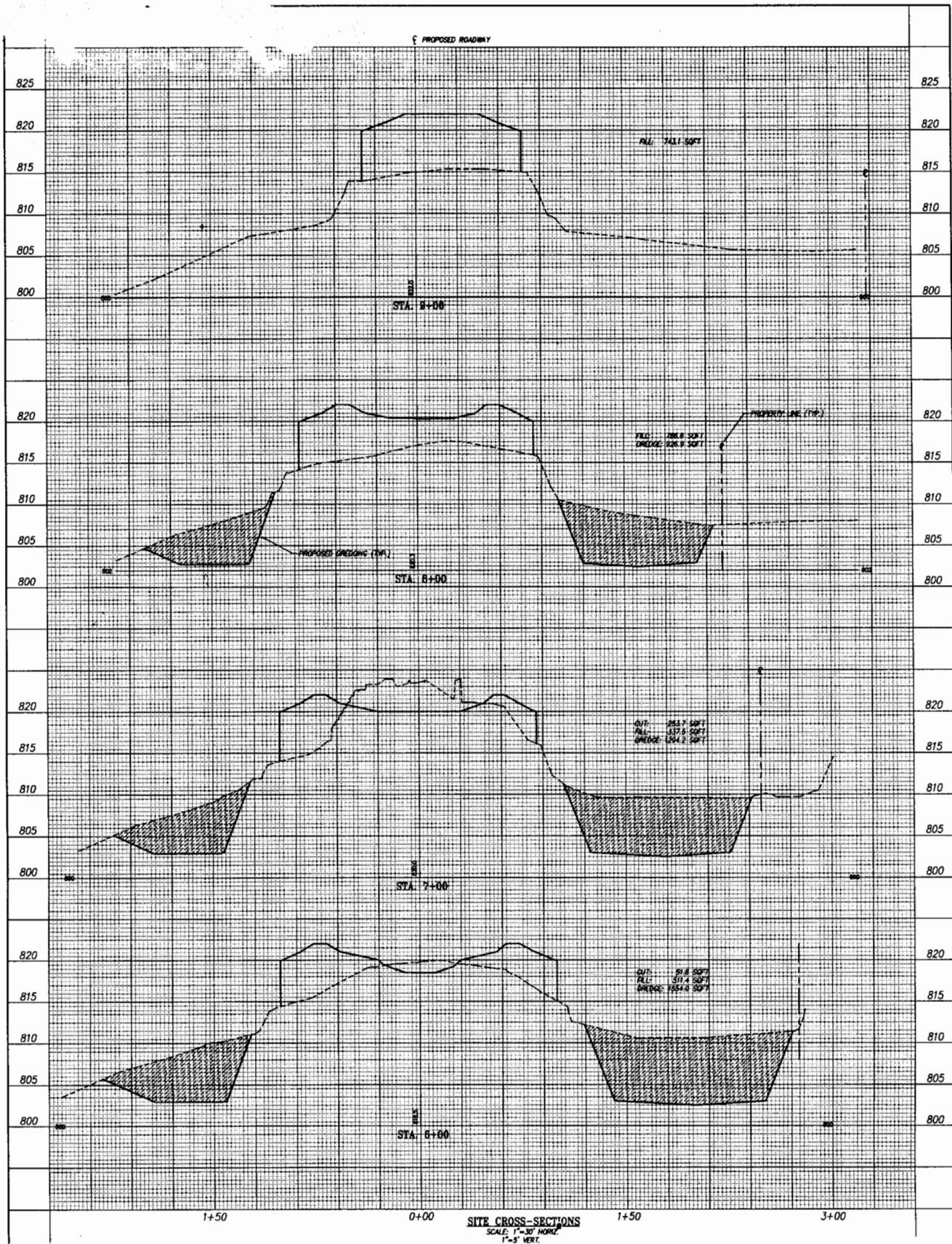






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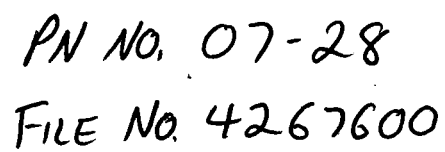
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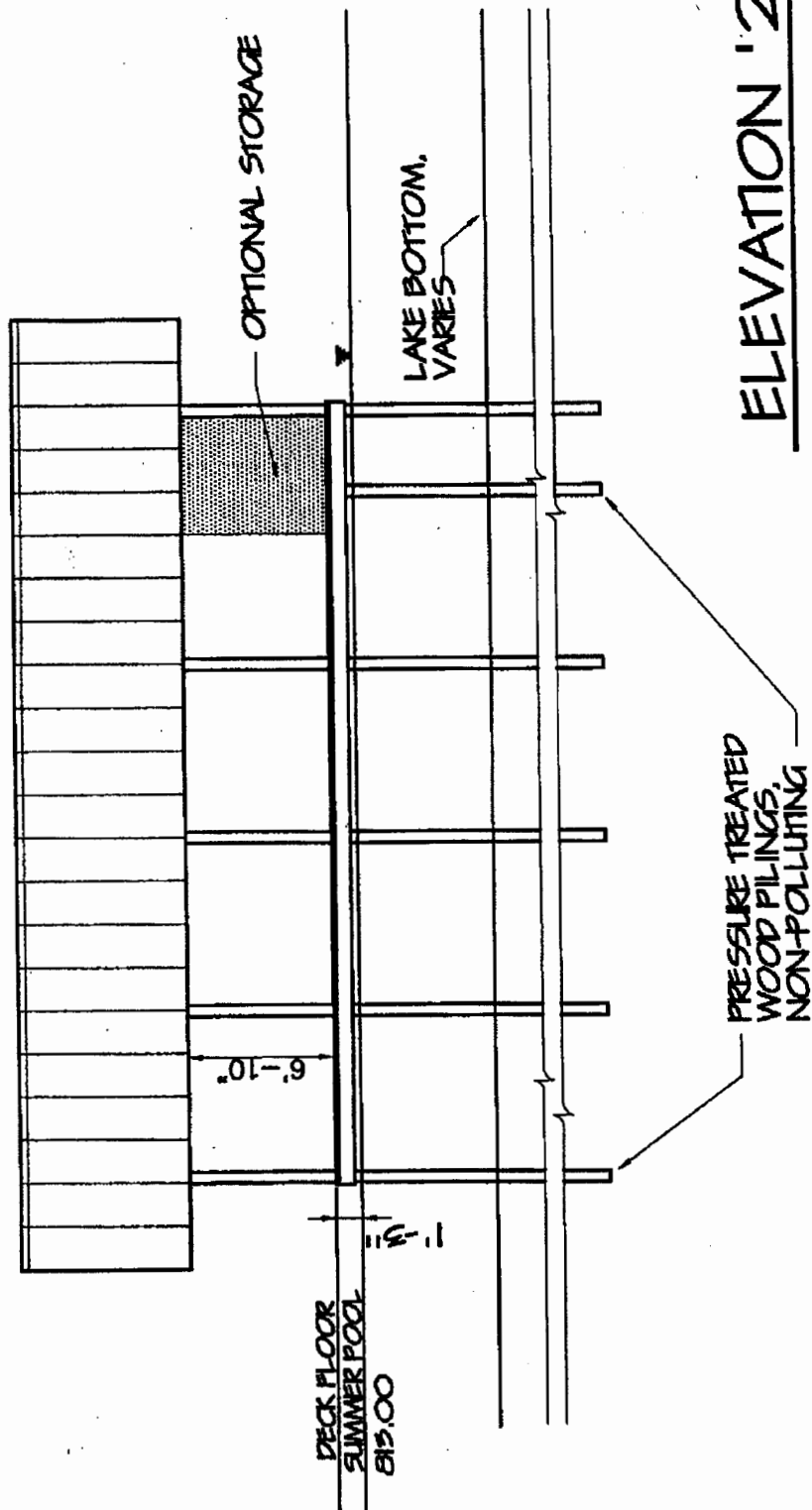




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SPECIAL NOTE: BOAT SLIP COVER AS SHOWN IS OPTIONAL



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